

Mr. LEWIS of California, Mr. RAMSTAD, Mr. SAXTON, Mr. KNOLLENBERG, Mr. DOOLITTLE, Mr. DUNCAN, Mr. OLVER, Mr. FOX of Pennsylvania, Mr. DIXON, Mr. HINCHEY, Mr. COOK, Mr. KING of New York, Mr. FRELINGHUYSEN, Mr. GEJDENSON, Mr. BOEHLERT, Mr. BACHUS, Mr. SCHIFF, Mr. REYES, Mr. LIVINGSTON, Mr. METCALF, Mrs. MCCARTHY of New York, and Ms. SLAUGHTER.

H. Res. 16: Mr. OBERSTAR, Mr. SABO, Mr. ROHRBACHER, Mr. BILIRAKIS, and Mr. LUTHER.

H. Res. 37: Mr. HOLDEN and Mr. LUTHER.

H. Res. 83: Mrs. MORELLA.

H. Res. 139: Mr. CUNNINGHAM and Mr. COOK.

H. Res. 171: Ms. SLAUGHTER and Mrs. LOWEY.

¶93.58 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rule XXII, sponsors were deleted from public bills and resolutions as follows:

H.R. 1031: Mr. CUMMINGS.

H.R. 2332: Mr. BOEHNER.

THURSDAY, SEPTEMBER 4, 1997 (94)

¶94.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. ROGAN, who laid before the House the following communication:

WASHINGTON, DC,

September 4, 1997.

I hereby designate the Honorable JAMES E. ROGAN to act as Speaker pro tempore on this day.

NEWT GINGRICH,

Speaker of the House of Representatives.

¶94.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ROGAN, announced he had examined and approved the Journal of the proceedings of Wednesday, September 3, 1997.

Mr. MILLER of California, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. ROGAN, announced that the yeas had it.

Mr. MILLER of California objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. ROGAN, pursuant to clause 5, rule I, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶94.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

4761. A letter from the Administrator, Agricultural Marketing Service, transmitting the Service's final rule—Tart Cherries Grown in the States of Michigan, New York, Pennsylvania, Oregon, Utah, Washington, and Wisconsin; Issuance of Grower Diversion Certificates [Docket No. FV97-930-5 IFR] received September 2, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4762. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Glyphosate; Pesticide Tolerances for Emergency Exemptions [OPP-300521; FRL-5732-7] (RIN: 2070-AB78) received August 8, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4763. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Propiconazole; Pesticide Tolerances for Emergency Exemptions [OPP-300525; FRL-5735-2] (RIN: 2070-AB78) received August 8, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4764. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Avermectin; Pesticide Tolerances for Emergency Exemptions [OPP-300528; FRL-5737-1] (RIN: 2070-AB78) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4765. A letter from the the Director, the Office of Management and Budget, transmitting the cumulative report on rescissions and deferrals of budget authority as of August 1, 1997, pursuant to 2 U.S.C. 685(e); (H. Doc. No. 105-124); to the Committee on Appropriations and ordered to be printed.

4766. A letter from the Director, Office of Management and Budget, transmitting OMB's estimate of the amount of change in outlays or receipts, as the case may be, in each fiscal year through fiscal year 2002 resulting from passage of H.R. 584, H.R. 1944, H.R. 1585, and H.R. 408, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1388-582); to the Committee on the Budget.

4767. A letter from the Secretary of Education, transmitting Final Regulations—Administration of Grants and Agreements with Institutions of Higher Education, Hospitals, and other Non-Profit Organizations and Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments, pursuant to 20 U.S.C. 1232(f); to the Committee on Education and the Workforce.

4768. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Solicitation Notice Environmental Education Grants Program Fiscal Year 1998 [FRL-5878-7] received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

4769. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Final Theft Data; Motor Vehicle Theft Prevention Standard (National Highway Traffic Safety Administration) [Docket No. 96-122; Notice 02] (RIN: 2127-AG33) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4770. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Anthropomorphic Test Dummy; Six-Year Old Child Dummy (National Highway Traffic Safety Administration) [Docket No. 97-047, Notice 01] (RIN: 2127-AG44) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4771. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Approval of Definitions for the Pennsylvania VOC and NOx RACT and New Source Review Regulations [PA 042-4067; FRL-5869-5] received August 8,

1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4772. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; Ohio Ozone Maintenance Plan [OH104-3a; FRL-5874-4] received August 8, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4773. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Extension of Interim Revised Durability Procedures for Light-Duty Vehicles and Light-Duty Trucks [AMS-FRL-5879-2] received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4774. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Emission Guidelines for Existing Sources and Standards of Performances for New Stationary Sources: Large Municipal Waste Combustion Units [AD-FRL-5879-6] received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4775. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Maryland; Control of Volatile Organic Compound Emissions from Sheet-Fed and Web Lithographic Printing and Paper Coatings [MD040-3018a; FRL-5881-6] received August 26, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4776. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Final Rule Making a Finding of Failure to Submit a Required State Implementation Plan for Particulate Matter; California—Owens Valley [FRL-5883-7] received August 26, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4777. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Second Emergency Revision of the Land Disposal Restrictions (LDR) Treatment Standards for Listed Hazardous Wastes from Carbamate Production [FRL-5884-2] (RIN: 2050-AD38) received August 26, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4778. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule—Disclosures Regarding Energy Consumption and Water Use of Certain Home Appliances and Other Products Required Under the Energy Policy and Conservation Act [16 CFR Part 305] received August 27, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4779. A letter from the Secretary of Health and Human Services, transmitting the Department's final rule—CLIA Program; Fee Schedule Revision [HSQ-219-GNC] (RIN: 0938-AG87) received September 2, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4780. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to Israel for defense articles and services (Transmittal No. 97-34), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4781. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and

Acceptance (LOA) to Taipei Economic and Cultural Representative Office (TECRO) in the United States for defense articles and services (Transmittal No. 97-37), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4782. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to Kuwait for defense articles and services (Transmittal No. 97-38), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4783. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to Egypt for defense articles and services (Transmittal No. 97-40), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4784. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to Egypt for defense articles and services (Transmittal No. 97-41), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4785. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to Korea for defense articles and services (Transmittal No. 97-42), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4786. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to Egypt for defense articles and services (Transmittal No. 97-33), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4787. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to Korea for defense articles and services (Transmittal No. 97-36), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4788. A letter from the Director, Defense Security Assistance Agency, transmitting notification concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance (LOA) to Egypt for defense articles and services (Transmittal No. 97-39), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

4789. A letter from the Director, Defense Security Assistance Agency, transmitting a copy of Transmittal No. 13-97 for a cooperative agreement with Australia in a project on advanced integrated aircraft survivability equipment technology, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

4790. A letter from the Director, Defense Security Assistance Agency, transmitting the Department of the Navy's proposed lease of defense articles to Korea (Transmittal No. 24-97), pursuant to 22 U.S.C. 2796a(a); to the Committee on International Relations.

4791. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification that the President intends to exercise his authority under section 610(a) of the Foreign Assistance Act in order to authorize the furnishing of \$4 million to Ethiopia, pursuant to 22 U.S.C. 2411; to the Committee on International Relations.

4792. A communication from the President of the United States, transmitting the first annual report on the implementation of a comprehensive program to monitor the end-

use of defense articles and services, pursuant to 22 U.S.C. 2785; (H. Doc. No. 105-125); to the Committee on International Relations and ordered to be printed.

4793. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

4794. A letter from the Executive Director, Office of Compliance, transmitting a decision of the Board of Directors on an alleged violation of the Worker Adjustment and Retraining Notification (WARN) provisions made applicable by the Congressional Accountability Act; to the Committee on House Oversight.

4795. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Revocation of Obsolete Employee Responsibilities and Conduct Rules [FRL-5870-7] received August 8, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

4796. A letter from the Director, Federal Bureau of Prisons, transmitting the Bureau's final rule—Urine Surveillance [BOP-1072-F] (RIN: 1120-AA68) received August 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

4797. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Hazardous Materials: Cargo Tank Motor Vehicles in Liquefied Compressed Gas Services; Revisions and Response to Petitions for Reconsideration [Docket No. RSPA-97-2133 (HM-225)] (RIN: 2137-AC97) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4798. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations; Manistee River, MI (Coast Guard) [CGD09-97-014] (RIN: 2115-AE47) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4799. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulations: Hurricane Offshore Classic, St. Petersburg, FL (Coast Guard) [CGD07-97-031] (RIN: 2115-AE46) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4800. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulation; Clifton River Days, Tennessee River mile 158 to 160, Clifton, Tennessee (Coast Guard) [CGD08-97-028] (RIN: 2115-AE46) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4801. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulation; MY102 Boomsday, Tennessee River mile 645 to 649, Knoxville, Tennessee (Coast Guard) [CGD08-97-027] (RIN: 2115-AE46) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4802. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulation; Riverfest, Cumberland River mile 126.5 to 128.5, Clarksville, Tennessee (Coast Guard) [CGD08-97-026] (RIN: 2115-AE46) received August 19, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4803. A letter from the General Counsel, Department of Transportation, transmitting

the Department's final rule—Drawbridge Operation Regulations; Ship Channel, Great Egg Harbor Bay, New Jersey (Coast Guard) [CGD05-97-002] (RIN: 2115-AE47) received August 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4804. A letter from the Secretary of Veterans Affairs, transmitting a draft of proposed legislation to provide flexibility in the order in which the Boards of Veterans' Appeals hears and considers appeals; to the Committee on Veterans' Affairs.

4805. A letter from the Secretary of Veterans Affairs, transmitting a draft of proposed legislation to authorize provision of care to veterans treated with nasopharyngeal radium irradiation; to the Committee on Veterans' Affairs.

4806. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Weighted Average Interest Rate Update [Notice 97-47] received September 2, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4807. A letter from the Secretary of Health and Human Services, transmitting the Department's "Major" final rule—Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems and Fiscal Year 1998 Rates (Health Care Financing Administration) [BPD-878-FC] (RIN: 0938-AH55) received August 28, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4808. A letter from the Administrator, Environmental Protection Agency, transmitting the reports entitled "Progress Toward Implementing Superfund" for fiscal years 1992-1994, pursuant to Public Law 99-499, section 120(e)(5) (100 Stat. 1669); jointly to the Committees on Commerce and Transportation and Infrastructure.

194.4 MOTION TO ADJOURN

Mr. MILLER of California moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. ROGAN, announced that the nays had it.

Mr. MILLER of California objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 53
Nays 371

194.5

[Roll No. 355]

YEAS—53

Andrews	Flake	Mink
Bonior	Foglietta	Oberstar
Boswell	Frost	Owens
Brown (FL)	Gejdenson	Pallone
Clay	Gephardt	Payne
Conyers	Hastings (FL)	Pelosi
Coyne	Hefner	Slaughter
Davis (FL)	Jefferson	Smith, Adam
Davis (IL)	Kaptur	Stabenow
DeFazio	Kennedy (RI)	Stark
DeGette	Kilpatrick	Torres
DeLauro	Lewis (GA)	Towns
Deutsch	Lowey	Waters
Dingell	Maloney (NY)	Wexler
Doggett	McDermott	Woolsey
Eshoo	McNulty	Yates
Farr	Millender-	
Fazio	McDonald	
Filner	Miller (CA)	